

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION**

**CIVIL APPLICATION NO. 326 OF 2007.
IN
WRIT PETITION NO. 7936 OF 2003.**

Rajendra Mahadeo Mail. ... Applicant.
Versus.
The Ichalkaranji Urban Co-operative Bank
and others. ... Respondents

Shri A.A.Kumbhakoni for the Applicant.

Shri M.V.Limaye for Respondents Nos.1 and 2.

CORAM : ABHAY S.OKA, J.

DATED : 23rd February, 2007.

P.C.:

1. Heard the learned Advocate appearing for the Applicant and the Advocate appearing for the Respondents Nos.1 and 2. By order dated 13th July 2006, time granted to deposit the amount by earlier order was extended in view of the statement made by the Advocate for the Applicant that he will deposit Rs.5 lakhs within two weeks from that day. The Applicant has admittedly not complied with the said order. However, now the Applicant has offered to pay a sum of Rs.6 lakhs to the 1st Respondent. A demand draft in the sum of Rs.6 lakhs is accordingly handed over to the Advocate appearing for the 1st Respondent in the Court. In view of the payment of the said amount, it will be necessary to treat the order dated 13th July 2006 passed in Civil Application No.2130 of 2004 as complied with. Time granted by the earlier order is extended till today. The Application is accordingly disposed of.

3. In view of the deposit of the sum of Rs.6 lakhs, the 1st Respondent-Bank will decide the Application made by the Petitioner for one time settlement within a period of six weeks from today.

Judge.